TRANSMITTAL LETTER (General - Patent Pending)				Docket No. WSP241US		
In Re Application Of: Knut Asendorf et al.						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
10/557,620	November 18, 2005	n/a	24041	n/a	n/a	
Title: MEANS A	ND METHOD FOR	SEALING CONSTRUCTIONS	<u>'</u>			
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Signature of Person Mailing Correspondent Michael L. Dunn						

Typed or Printed Name of Person Mailing Correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Consolid Technik Deutschland GmbH & Sächsische Bau GmbH

Application No.:

10/557,620 (PCT/DE2004/000528)

Filing Date:

November 18, 2005

For:

MEANS AND METHOD FOR SEALING

CONSTRUCTIONS

Attorney Docket No. WSP241US

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I certify that this Response is being deposited on March
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Mionage L. Dunn

Date

RESPONSE

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Wanda Banks:

In response to the letter received from you dated 23 March 2006 (copy enclosed), advising of non-receipt of the Petition to Revive the above-referenced application, we are attaching a copy of all documents (which includes the Petition for Revival) sent to the U.S. Patent & Trademark Office to Mail Stop PCT and Attention to PCT Legal on November 18, 2005. We are also attaching a copy of the stamped Express Mail Receipt (#EV7313872357US), copies of the front and back of the canceled check which paid for the fees for this case and the acknowledgement postcard which we received back from the U.S. Patent & Trademark Office on December 5, 2005, proving that the USPTO did receive the original package as of the date stamp of November 18, 2005.

In view of the loss of this Petition by the U.S. Patent & Trademark Office, causing a delay of four (4) months, we hope it will now be acted upon immediately.

Respectfully submitted,

Michael L. Dunn

Registration No. 25,330 Attorney for Applicant Simpson & Simpson, PLLC

5555 Main Street

Williamsville, New York 14221

MLD/MJK Encs.

Dated: March 31, 2006

cc:

Dr. Winfried Lieke

23 MAR 2006



UNITED STATES PATENT AND TRADEMARK OFFICE



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Michael L. Dunn Simpson & Simpson 5555 Main Street Williamsville, NY 14221-5406

Dear Mr. Dunn:

This is in response to your communication received 24 February 2005, inquiring about the status of a petition to revive PCT/DE2004/00528 (U.S. Serial No. 10/557,620). USPTO records appear to have no record of said petition. You may fax the petition to PCT Legal Administration at (571) 273-0459, or via the US Postal Service to "Box PCT" at the address above.

Wanda Banks

Paralegal Specialist PCT Legal Office

Tel: (571) 272-3277 Fax: (571) 273-0459

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Applicant: Knut Asendorf et al. U.S. Nationalization of PCT/DE2004/000528 a International Filing Date: March 16, 2004

Priority Date: March 19, 2003 Priority Application No. DE10312325.3

For: MEANS AND METHOD FOR SEALING CONSTRUCTIONS

2) Copy of the International Application No. WO 2004/08352 A1 with International Search Report

3) Check for \$1,395.00 [Includes Basic National Fee (\$150), Examination Fee (\$100), Search Fee (\$200), \$65 Surcharge for late search fee, examination fee and late Declaration; and Petition Fee (\$750)], all Small Entity Fees; and \$130 Processing Fee for furnishing late English translation

(4) English translation of International Application

★~5) Signed Declaration and Power of Attorney √6) Transmittal Letter Concerning a Filing Under 35 USC 371

ゴ) Specification and three (3) sheets of drawings (7 figures)

8) Acknowledgement postcard

9) Express Mail Document No. EV731382357US

10) Copy of International Preliminary Report on Patentability

11) Preliminary Amendment 12) Application Data Sheet

Attorney Docket No. 1032.WSP241US Customer No.-24041



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MEANS AND METHOD FOR SEALING CONSTRUCTIONS

The invention concerns a means for and methods of sealing constructions, in particular earthwork constructions.

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Means for and methods of sealing constructions, for example dams and dikes, which use concrete, for example water-impermeable concrete, as a sealing means, are known from the state of the art. The water-impermeable concrete can be introduced into already existing dikes through slot walls or bung bores. That procedure is disadvantageous however precisely in relation to dikes as a rigid body is formed within the dike, which cannot compensate for shifts in the foundation soil so that breaks and cracks can occur in the concrete sealing means. Cracks in the sealing means however mean that the dike or generally the construction becomes water-permeable again and there is the risk of underscouring.

In comparison the use of argillaceous mixtures for sealing constructions, earlier known as 'puddle', affords the advantage that this kind of sealing does not form a rigid sealing body so that shifts in foundation soil are compensated and no leaks can occur. Sealing arrangements for constructions comprising argillaceous mixtures involve water-impermeability of approximately the same level as sealing arrangements using concrete. Puddles on the dam outside are also relatively complicated and expensive, require a great deal of construction material, destroy the biotop on the dam surface and do not have particularly long service lives. They are also limited to use in relation to dams or dikes which can be dry at least during the building phase.

In comparison with the state of the art the object of the invention is to provide a means for and a method of sealing constructions, which permits new and already existing constructions to be flexibly, inexpensively and permanently sealed with a high degree of sealing integrity, by the introduction of a core sealing means.

That object is attained in that the means for sealing constructions comprises a mixture of argillaceous materials and an additive which breaks open the enclosing water around the grain of the soil, wherein 1m³ of soil contains up to 0.5% by volume, preferably between 0.01% by volume and 0.1% by volume and particularly preferably

0.03% by volume of the additive. In comparison with the conventional argillaceous mixtures such as for example bentonite, that modified soil mixture exhibits a substantially improved sealing action, wherein the flexible properties of the argillaceous mixtures from the state of the art are still retained. The quantitative ratio according to the invention between the additive and the soil achieves optimum water-impermeability. In that respect the concentration of the additive should not substantially exceed 0.5% by volume as, at higher levels of concentration, the additive has a film-forming effect around the soil.

Introduction of the additive according to the invention into the soil mixture, by virtue of the water casing which generally surrounds the individual grain being broken open, obviously results in better coagulation by virtue of the stronger adhesion forces with which the individual particles of the soil can adhere to each other after their water casing has been broken open. By virtue of using the additive in the preferred embodiment of the invention, this provides that the mixture acquires a compact, viscous-plastic and water-impermeable consistency. Even after a forced drying-out operation the mixture remains stable and upon absorbing a small amount of water immediately assumes again the viscous-plastic, water-impermeable consistency. Because of the strong cohesion between the grains, plant roots cannot pass through the sealing means, nor can it be infested by small animals. In addition adjunction works are possible at any time as the mixture does not set. Undermining and erosion of the injection body in the case of flowing water does not occur.

In a preferred embodiment the additive is a polymer, in particular a polymeric (meth)acrylamide. When using polymeric additives K-values around 10⁻⁹ m/second are achieved. A possible explanation for achieving the high K-values could be the dense bedding of the soil constituents and the fact that the pores in the structure are filled up by the clay particles.

In addition a particularly preferred embodiment of the invention is one in which the additive contains saponified paraffins. The use of the polymeric (meth)acrylamide in conjunction with saponified paraffins is ecologically harmless so that the sealing means can be used in all ground water zones. Because of the low level of concentration of the additive a binding agent function is not possible and desired and is also not effected by any cement or lime admixtures, the concentration of which would also be

too low for that purpose. There is no chemical reaction with the additive, but it acts substantially with a hydrophobing effect on the grain. Its action is comparable to that of a catalyst.

It is desirable if the soil in the present invention contains clay and/or coarse clay. A proportion of at least 10% by weight, preferably at least 15% by weight of clay and/or coarse clay has proven to be particularly advantageous. It is precisely the finegrain constituents such as clay or coarse clay in the soil that, in conjunction with the additive, permit the formation of a compact, viscous-plastic and water-impermeable mass.

10 A preferred embodiment of the invention provides that a proportion of cement

and/or lime which in turn contains a proportion of 1% by weight to 10% by weight, preferably 3.5% by weight of the additive, is added to the mixture. That addition is advantageous as it dilutes the additive and for example facilitates uniform distribution of the additive when injecting the mixture into an already existing construction. In that respect a particularly preferred embodiment of the invention is one in which between 15 kg and 25 kg, preferably 20 kg of the cement or lime containing the additive, is added to one cubic metre of soil. That amount permits optimum dilution of the additive upon injection into an existing construction. Mixing of additive and cement and/or lime

can take place at the factory, that is to say not on site.

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In order to make the mixture capable of flow, it is desirable if a proportion of between 20% by weight and 50% by weight, preferably between 25% by weight and 40% by weight and particularly preferably between 30% by weight and 35% by weight of water is added to the mixture. With that water content the mixture has thixotropic properties, that is to say the material can be pumped and conveyed but becomes jellylike firm as soon as it comes to rest. After the excess water issues the Proctor density of the mixture is reached, that is to say with that water content, optimum compacting of the soil and the additive is achieved.

In regard to the method the object of the invention is achieved in that a mixture of soil and an additive, as has been described hereinbefore, is injected into a construction or is sprayed on at the surface using a wet flow method. That procedure makes it possible for an already existing construction to be sealed off subsequently, that is to say even years after it was constructed.

In a preferred embodiment of the invention firstly holes are bored into the construction, the hole walls being stabilised. The soil is then flushed out of the walls of the holes and a mixture of soil and an additive as has been described hereinbefore is pressed into the hole. That method makes it possible for the additive to be introduced even into constructions whose soil is already so greatly compacted that the additive cannot be introduced through cavities and/or porous intermediate spaces in the soil.

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In a particularly preferred embodiment the walls of the bore holes are supported with a tube which has slots and the soil is flushed out through the slots and the mixture of soil and an additive as has been described hereinbefore is pressed into the construction through same or other adjacent slots or openings. Supporting the bore holes with a slotted tube prevents the walls of the bore holes falling in during the works and thus hindering the introduction of the sealing means into the construction. In that case the slotted tube advantageously remains in the bore hole during all stages.

In a particularly preferred embodiment of the method of the invention the operation of flushing out the soil and the operation of introducing the mixture of soil and additive are effected in one working step.

Depending on the foundation soil composition it may be desirable if additional substances with a high fine proportion, preferably clay and/or coarse clay, are added to the mixture of soil and an additive as has been described hereinbefore. That makes it possible for even constructions whose soil contains only small fine proportions to be subsequently very effectively sealed with the aforesaid method.

As an alternative to the specified method, in the case of injectable grounds, it may be advantageous for the above-described additive to be directly injected into cavities, holes and/or into the porous intermediate spaces of the soil of the construction so that it mixes there with the soil. That method permits introduction of the additive into the construction with a low level of complication and expenditure.

In a preferred embodiment of the invention rotating boring lances are used for injection of the mixture of soil and an additive in order to build up a cylindrical body of sealing material in the construction, with a defined injection pressure.

Further advantages, features and possible uses of the present invention will be apparent from the description hereinafter of a preferred embodiment and the related Figures in which:

Figure 1 shows a diagrammatic representation of the soil exchange process,

Figure 2' shows a diagrammatic representation of the injection of mixture of soil and additive into a bore hole,

Figures 3a – c show diagrammatic representations of the stepwise procedure in the injection of the mixture of soil and an additive into a bore hole,

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Figure 4 shows a lateral view in section through a river dike with bore holes,

Figure 5 shows a diagrammatic sectional view of a construction below ground level with surface sealing,

Figure 6 shows a diagrammatic sectional view of a tunnel construction with various sealing arrangements, and

Figure 7 shows a sectional view of a dike with vertical sealing.

Figure 1 diagrammatically shows the exchange of the soil 1 by a mixture of the previously removed soil 1 and an additive 3. In the illustrated embodiment the additive used is a polymeric acrylamide in conjunction with saponified paraffins. That additive can be obtained under the trade name Consolid. Water is introduced into a slotted tube 4 under high pressure through a conduit 5 so that the soil is flushed out at the slots 6 of the tube. The mixture of soil and water is then sucked away from the slotted tube 4 by way of a conduit 7. After settlement in a settlement tank 8 the mixture of soil and water is mixed in a mixer 9 with parts of the drilling material 10 and the additive 3. Soil can possibly be mixed in the mixer with a higher fine proportion, for example coarse clay and/or clay. The modified clay mixture is then passed by way of a further conduit 12 back into a region 13 under the removal location of the slotted tube 4, under pressure. There it is used for filling the wall region 6 from which soil 1 was previously flushed out. In a concluding working operation, the slotted tube 4 is drawn out of the bore hole and the bore hole is filled with the modified clay mixture 2.

Figure 2 diagrammatically shows the step of injecting the modified clay mixture with an additive, here Consolid, and optionally additional fine components, into a bore hole 4. For that purpose a hole 4 is bored with a rotating boring lance 14 and at the same time the modified clay mixture 2 is pressed thereinto.

That can be particularly clearly seen in Figures 3a - c. Figures 3a and b show how the modified clay mixture is pressed into the bore hole during the operation of boring the hole with the lance 14. It can be seen in this respect how the modified clay

mixture 2 also penetrates into the soil 1 in the regions 15 directly adjoining the bore hole 4.

Figure 3c shows two mutually juxtaposed bore holes 4 which are already filled with the modified clay mixture 2. Their edge or surrounding regions 15 which are also penetrated by the modified clay mixture overlap in a region 16 so that in cross-section there is a continuous sealing surface formed from the modified clay mixture.

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Figure 4 particularly clearly shows the formation of a continuous sealing surface within a river dike. The choice of the arrangement of the bore holes 4 provides respective overlapping surrounding regions 6 around the bore holes, which are permeated by the sealing mixture, so that an interruption-free sealing arrangement in an already existing dike can be built up without having to excavate the dike over its entire length.

Figure 5 shows an underground construction, the bottom surface 18 of which has been sealed with two sealing surfaces 19 of the modified clay mixture 2.

Figure 6 shows a tunnel, the rear surface 20 of which has been provided in the upper region with a seal 20 of the modified clay mixture 2. In addition it is also possible to see a seal 22 of modified clay mixture 2, which covers over the region of the tunnel tubes and the adjacent earth. Such cover arrangements are frequently used in the field of underground railway construction in which further traffic levels are arranged over the tunnel tubes. A further seal 23 in the region laterally of the tunnel tubes 24 can prevent for example ground water from penetrating into the tunnel tubes 24.

Figure 7 shows a so-called vertical seal 20 of a dike 17. For that purpose slots are excavated into the dike perpendicularly to the top thereof, in this case two slots, the slots being filled with the modified clay mixture 2 to seal off the dike 17.

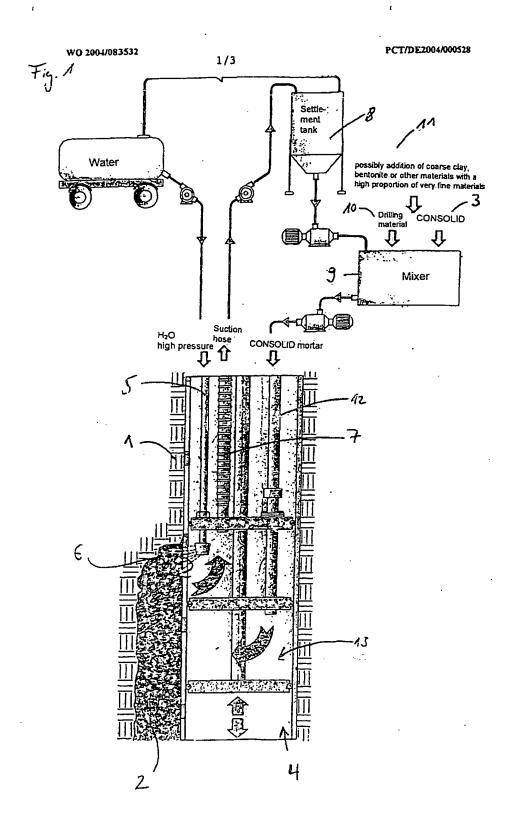
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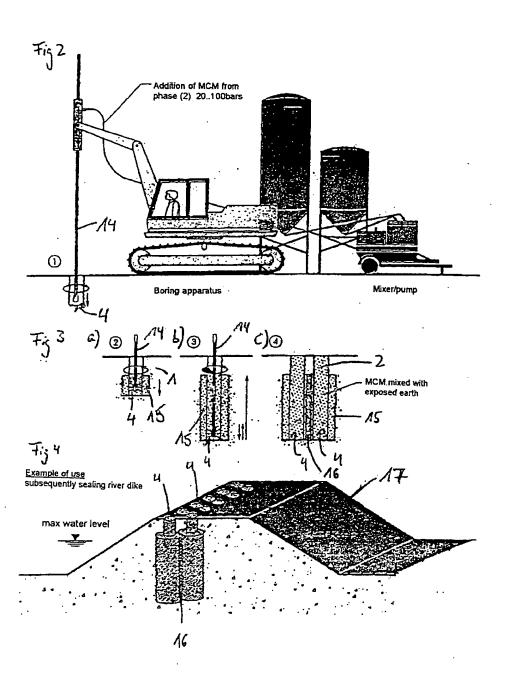
- 1. A means for sealing constructions comprising a mixture of soil, preferably argillaceous materials and/or coarse clay, and an additive which breaks open the enclosing water around the grain, wherein 1m³ of soil contains up to 0.5% by volume, preferably between 0.01% by volume and 0.1% by volume and particularly preferably 0.03% by volume of the additive.
- 2. A means for sealing constructions according to claim 1 characterised in that the additive is a polymer, in particular a polymeric (meth)acrylamide.
- 3. A means for sealing constructions according to claim 1 or claim 2 characterised in that the additive contains saponified paraffins.
- 4. A means for sealing constructions according to one of claims 1 to 3 characterised in that the soil contains a proportion of at least 10% by weight, preferably at least 15% by weight of clay and/or coarse clay
- 5. A means for sealing constructions according to one of claims 1 to 4 characterised in that a proportion of cement and/or lime which in turn contains a proportion of 1% by weight to 10% by weight, preferably 3.5% by weight of the additive, is added to the mixture.
- 6. A means for sealing constructions according to claim 5 characterised in that between 15 kg and 25 kg, preferably 20 kg of the cement or lime containing the additive, is added to 1 m³ of soil.
- 7. A means for sealing constructions according to one of claims 1 to 6 characterised in that a proportion of between 20% by weight and 50% by weight, preferably between 20% by weight and 40% by weight and particularly preferably between 30% by weight and 35% by weight of water is added to the mixture to make it capable of flow.

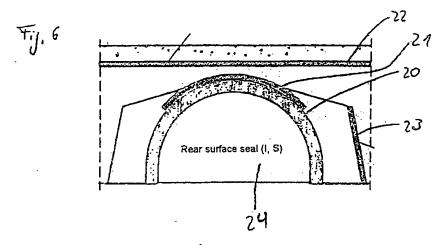
- 8. A method of sealing constructions in which a mixture of soil and an additive according to one of claims 1 to 7 is injected into the construction or sprayed on at the surface.
- 9. A method of sealing constructions according to claim 8 characterised in that holes are bored into the construction, the walls of the holes being stabilised, that the soil is flushed out of the walls of the holes and then a mixture of soil and an additive according to one of claims 1 to 7 is pressed into the hole.
- 10. A method of sealing constructions according to claim 9 characterised in that the walls of the bore holes are supported with a tube which has slots and the soil is flushed out through the slots and the mixture of soil and an additive according to one of claims 1 to 7 is pressed into the construction through the slots.
- 11. A method of sealing constructions according to one of claims 8 to 10 characterised in that substances with a high fine proportion, preferably clay and/or coarse clay, are added to the mixture of the soil and an additive according to one of claims 1 to 6.
- 12. A method of sealing constructions wherein an additive according to one of claims 1 to 7 is injected into cavities, holes and/or into the porous intermediate spaces of the soil of the construction and there mixed with the soil.
- 13. A method according to one of claims 8 or 12 characterised in that the additive or the mixture of soil and additive is injected into the construction by way of a rotating boring lance.

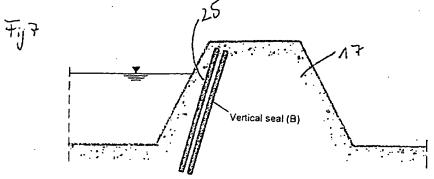
Abstract

The present invention relates to a means for and a method of sealing constructions. In order to provide a means for and a method of sealing constructions which permits flexible, inexpensive and permanent sealing of new and already existing constructions, with a high degree of sealing integrity, by introducing a core sealing means, it is proposed in accordance with the invention that the means for sealing constructions comprises a mixture of soil, preferably argillaceous materials and/or coarse clay, and an additive for breaking open the enclosing water around the grain. In regard to the method it is proposed that the mixture of soil and an additive is injected into the construction or is sprayed on at the surface.









Docket No. WSP241US

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

	. '	•			
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled					
MEANS AND METHOD FOR	SEALING CONSTRUCTIONS				
the specification of which					
(check one)					
is attached hereto.					
was filed on March 16,	, 2004 as Unite	ed States Application No.	or PCT International		
Application Number Po					
and was amended on					
	(i	f applicable)			
	reviewed and understand the nended by any amendment		entified specification,		
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I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.					
Prior Foreign Application(s			Priority Claimed		
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

Robert P. Simpson, Esq., Reg. No. 33034 Michael L. Dunn, Esq., Reg. No. 25330 C. Richard Lohrman, Esq., Reg. No. 46878 Howard M. Ellis, Esq., Reg. No. 25856 Thomas J. Colson, Esq., Reg. No. 38848 C. Paul Maliszewski, Reg. No. 51990 R. Craig Kauffman, Esq., Reg. No. 20362 all of the firm of:

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Michael L. Dunn (716) 626-1564

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Citizenship Germany		
Post Office Address same as above		

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J. Jastie	Date
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Attorney Docket No. WSP241US PCT Application PCT/DE2004/000528 Inventors: Knut Asendorf et al.

Date: November 18, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent Application No.: n/a

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PCT Application PCT/DE2004/000528

Applicant(s): Knut Asendorf et al.

Customer No.: 24041

Filed: PCT Application Date March 16, 2004

For: MEANS AND METHOD FOR SEALING CONSTRUCTIONS

TC/Art Unit: n/a

Examiner: n/a

Docket No.: WSP241US

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Muche

Michael L. Dunn Express Mail Document No. EV731382357US

PRELIMINARY AMENDMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Honorable Sir:

Please amend the above identified patent application as follows:

Amendments to the claims begin on page 2 of this amendment.

Attorney Docket No. WSP241US PCT Application PCT/DE2004/000528

Inventors: Knut Asendorf et al.

Date: November 18, 2005

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Please amend the claims as follows:

What is claimed is:

1. (original) A means for sealing constructions comprising a mixture of soil, preferably argillaceous materials and/or coarse clay, and an additive which breaks open the enclosing water around the grain, wherein 1m³ of soil contains up to 0.5% by volume, preferably between 0.01% by volume and 0.1% by volume and particularly preferably 0.03% by volume of the additive.

2-13 (cancelled)

Respectfully submitted,

Michael L. Dunn

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Encs.

Dated: November 18, 2005

TITLE: MEANS AND METHOD FOR SEALING CONSTRUCTIONS

FIRST NAMED APPLICAL Knut Asendorf et al. U.S. FILING/NATIONALIZATION DATE: n/a

PCT FILING DATE: March 16, 2004

PCT APPLICATION NUMBER: PCT/DE2004/000528

ATTORNEY DOCKET NUMBER: WSP241US

APPLICATION DATA SHEET (PAGE 1)

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_			BER: PCT/DE2004/000528 MBER: WSP241US		
		A	PPLICATION DATA SHEET (PAGE 2)		
3.	Application Information: Title: MEANS AND METHOD FOR SEALING CONSTRUCTIONS U. S. filing/nationalization date: n/a PCT filing date: March 16, 2004 PCT application number: PCT/DE2004/000528 Number of drawing sheets: 3 Application type: [X] utility [] design [] provisional [] reissue [] plant Attorney docket number: WSP241US				
4.	Representative Information: Customer number: 24041				
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	1)		[] pending [] granted [] patent number [] priority under 35 U.S.C. 119(e) (from provisional application) [] priority under 35 U.S.C. 120 (as a continuation application) [] priority under 35 U.S.C. 121 (as a divisional application) [] priority under 35 U.S.C. 365(c) (from PCT application)		
	2)		[] pending [] granted [] patent number [] priority under 35 U.S.C. 119(e) (from provisional application) [] priority under 35 U.S.C. 120 (as a continuation application) [] priority under 35 U.S.C. 121 (as a divisional application) [] priority under 35 U.S.C. 365(c) (from PCT application)		
	3)	Application no Filing date: Status: Relationship	[] pending [] granted [] patent number [] priority under 35 U.S.C. 119(e) (from provisional application) [] priority under 35 U.S.C. 120 (as a continuation application) [] priority under 35 U.S.C. 121 (as a divisional application) [] priority under 35 U.S.C. 365(c) (from PCT application)		

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U.S. FILING/NATIONALIZATION DATE: PCT FILING DATE: March 16, 2004 PCT APPLICATION NUMBER: PCT/DE2004/000528 ATTORNEY DOCKET NUMBER: WSP241US APPLICATION DATA SHEET (PAGE 3) Foreign Priority Information: priority under 35 U.S.C. 119 is claimed from: 6. 1) Application number: 10312325.3 Country: Germany Filing date: March 19, 2003 Status: [x] pending [] granted [] patent number 2) Application number: Country: Filing date: Status: [] pending [] granted [] patent number 3) Application number: Country: Filing date: Status: [] pending [] granted [] patent number 7. Assignee Information: 1) Name: Consolid Technik Deutschland Gmbh

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TITLE: MEANS AND METHOD FOR SEALING CONSTRUCTIONS

FIRST NAMED APPLICA: Knut Asendorf et al.

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2)

Doc Code:

PTO/SB/64/PCT (10-05)
Approved for use 03/31/2007. OMB 0651-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Docket Number 4 PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT (Optional) DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) WSP241US First Named Inventor: Knut Asendorf et al. International (PCT) Application No.: PCT/DE2004/000528 U.S. Application No.: N/A (if known) Filed: March 16, 2004 Title: MEANS AND METHOD FOR SEALING CONSTRUCTIONS Attention: PCT Legal Staff Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.495(b) or (c) as applicable. The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.495(h). APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION NOTE: A grantable petition requires the following items: (1) Petition fee Proper reply Terminal disclaimer with disclaimer fee which is required for all international applications having an international filing date before June 8, 1995; and (4) Statement that the entire delay was unintentional. 1. Petition fee \$750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. Other than small entity-fee \$ (37 CFR 1.17(m)) 2. Proper reply A. The proper reply (the missing 35 U.S.C. 371 (c) requirement(s)) in the form of all documents and fees required by 37CFR1.495bandc (identify type of reply): has been filed previously on

[Page 1 of 2]

is enclosed herewith.

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the inidividual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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3. Terminal disclaimer with disclaimer fee					
Since this international application has an international filing date on a terminal disclaimer is required.	or after June 8, 1995, no				
A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for other than a small entity) disclaiming the required (see PTO/SB/63).	for a small entity or period of time is enclosed herewith				
 Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. 					
WARNING:					
Petitioner/applicant is cautioned to avoid submitting personal information application that may contribute to identity theft. Personal information such account numbers, or credit card numbers (other than a check or credit c submitted for payment purposes) is never required by the USPTO to support type of personal information is included in documents submitted to the USI consider redacting such personal information from the documents before Petitioner/applicant is advised that the record of a patent application is available the application (unless a non-publication request in compliance with 37 CFR 1 or issuance of a patent. Furthermore, the record from an abandoned application public if the application is referenced in a published application or an issued pand credit card authorization forms PTO-2038 submitted for payment purposes file and therefore are not publicly available.	as social security numbers, bank and authorization form PTO-2038 a petition or an application. If this PTO, petitioners/applicants should submitting them to the USPTO. Die to the public after publication of .213(a) is made in the application) ation may also be available to the patent (see 37 CFR 1.14). Checks				
Muluel 11)	November 18, 2005				
Signature	Date				
Michael L. Dunn	25330				
Typed or Printed Name	Registration Number, if applicable				
Simpson & Simpson, PLLC	716-626-1564				
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5555 Main Street, Williamsville, NY 14221					
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1) Copy of the International Application No. WO 2004/08352	A1 with International Search				
Report 2) Check for \$1,395.00 [Includes Basic National Fee (\$150), E: (\$200), \$65 Surcharge for late search fee, examination fee and (\$750)], all Small Entity Fees; and \$130 Processing Fee for fur 3) English translation of International Application 4) Signed Declaration and Power of Attorney 5) Transmittal Letter Concerning a Filing Under 35 USC 371 6) Specification and three (3) sheets of drawings (7 figures) 7) Acknowledgement postcard 8) Express Mail Document No. EV731382357US 19 Copy of International Preliminary Report on Patentability 10) Preliminary Amendment 11) Application Data Sheet	late Declaration; and Petition Fee rnishing late English translation				

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Bensheim (DB). SÄCHSISCHE BAU GMBH [DE/DE]; Am Waldschlösschen 1, 01099 Dresden (DB).

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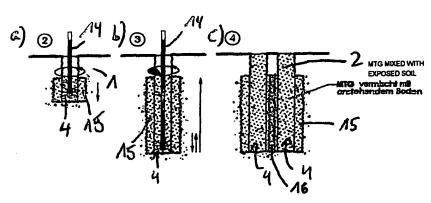
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[Fortsetzung auf der nächsten Seite]

(54) Title: MEANS AND METHOD FOR SEALING CONSTRUCTIONS

(54) Bezeichnung: MITTEL UND VERFAHREN ZUM ABDICHTEN VON BAUWERKEN



(57) Abstract: The invention relates to a means and a method for sealing constructions. The aim of the invention is to provide a means and a method for sealing constructions, which enable novel and already existing constructions to be permanently sealed in a flexible, high-quality and economical manner, by introducing a core sealing element. To this end, the means for sealing constructions consists of a mixture of soil, preferably argillaceous materials and/or coarse clay, and an additive which breaks open the water surrounding the grain. According to the inventive method, the mixture of soil and additive is sprayed into the construction or over the surface thereof.

(57) Zusammenfassung: Die vorliegende Erfindung betrifft ein Mittel und ein Verfahren zum Abdichten von Bauwerken. Um ein Mittel und ein Verfahren zum Abdichten von Bauwerken zur Verfügung zu stellen, welche eine flexible, hochgradig dichte, preiswerte und dauerhafte zur Abdichtung von neuen und bereits bestehenden Bauwerken durch Einbringen einer Kernabdichtung ermöglicht, wird erfindungsgemäß vorgeschlagen, daß das Mittel zum Abdichten von Bauwerken aus einem Gemisch aus Erdstoff, vorzugsweise tonigen Materialien und/oder Schluff, und einem das Hüllwasser um das Korn aufbrechenden Zusatzstoff besteht. Hinsichtlich des Verfahrens wird vorgeschlagen, daß das Gemisch aus Erdstoff und einem Zusatzstoff in das Bauwerk eingespritzt oder oberflächlich aufgespritzt wird.



Erdbauwerken.

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Mittel und Verfahren zum Abdichten von Bauwerken

Die Erfindung betrifft ein Mittel und Verfahren zum Abdichten von Bauwerken, insbesondere

Aus dem Stand der Technik sind Mittel und Verfahren zum Abdichten von Bauwerken, beispielsweise Dämmen und Deichen, bekannt, die Beton, zum Beispiel WU-Beton, als Dichtmittel verwenden. Der wasserundurchlässige Beton kann durch Schlitzwände oder Spundbohrungen in bereits bestehende Deiche eingebracht werden. Diese Vorgehensweise ist jedoch gerade bei Deichen nachteilig, da ein starrer Körper innerhalb des Deiches gebildet wird, der Baugrundverschiebungen nicht kompensieren kann, so daß es zu Brüchen und Rissen in der Betonabdichtung kommen kann. Risse in der Abdichtung führen jedoch dazu, daß der Deich oder im allgemeinen das Bauwerk wieder wasserdurchlässig wird und die Gefahr der Unterspülung besteht.

Dem gegenüber bietet der Einsatz von tonigen Mischungen zum Abdichten von Bauwerken, früher als "Lehmschlag" bekannt, den Vorteil, daß diese Art der Abdichtung keinen starren Dichtungskörper bildet, so daß Baugrundverschlebungen kompensiert werden und keine Undichtigkeiten auftreten können. Abdichtungen von Bauwerken aus tonigen Mischungen haben eine in etwa gleich hohe Wasserundurchlässigkeit wie Abdichtungen mit Hilfe von Beton. Lehmschläge auf der Dammaußenseite sind außerdem relativ aufwendig, erfordem viel Baumaterial, zerstören das Biotop auf der Dammoberfläche und haben keine besonders hohen Lebensdauern. Sie sind außerdem auf die Verwendung bei Dämmen oder Deichen beschränkt, die zumindest während der Bauphase trocken liegen können.

Gegenüber dem Stand der Technik liegt der Erfindung die Aufgabe zugrunde, ein Mittel und ein Verfahren zum Abdichten von Bauwerken zur Verfügung zu stellen, welche eine flexible, hochgradig dichte, preiswerte und dauerhafte zur Abdichtung von neuen und bereits bestehenden Bauwerken durch Einbringen einer Kernabdichtung ermöglicht.

Die Aufgabe wird dadurch gelöst, daß das Mittel zum Abdichten von Bauwerken aus einem Gemisch aus tonigen Materialien und einem das Hüllwasser um das Korn des Erdstoffes aufbrechenden Zusatzstoff besteht, wobei 1 m³ Erdstoff bis zu bis zu 0,5 Vol.-%, vorzugsweise zwischen 0,01 Vol.-% und 0,1 Vol.-% und besonders bevorzugt 0,03 Vol.-% des Zusatzstoffes

enthält. Gegenüber den herkömmlichen tonigen Mischungen, wie z.B. Betonit, zeigt dieses modifizierte Erdstoffgemisch eine wesentlich verbesserte Abdichtung, wobei die flexiblen Eigenschafen der tonigen Mischungen aus dem Stand der Technik erhalten bleiben. Bei dem erfindungsgemäßen Mengenverhältnis zwischen Zusatzstoff und Erdstoff wird eine optimale Wasserundurchlässigkeit erreicht. Dabei sollte die Konzentration des Zusatzstoffes 0,5 Vol.-% nicht wesentlich übersteigen, da bei höheren Konzentrationen der Zusatzstoff filmbildend um den Erdstoff wirkt.

Das Einbringen des erfindungsgemäßen Zusatzstoffes in das Erdstoffgemisch führt offenbar durch Aufbrechen der das einzelne Kom im allgemeinen umgebenden Wasserhülle zu einer besseren Koagulation aufgrund der stärkeren Adhäsionskräfte, mit denen die einzelnen Partikel des Erdstoffes nach dem Aufbrechen ihrer Wasserhülle aneinander haften können. Durch Verwendung des Zusatzstoffes in der bevorzugten Ausführungsform der Erfindung führt dies dazu, dass das Gemisch eine kompakte, zähplastische und wasserundurchlässige Konsistenz erhält. Auch nach einem zwangsweisen Austrocknen bliebt das Gemisch stabil und nimmt bei Aufnahme einer geringen Wassermenge sofort wieder die zähplastische, wasserundurchlässige Konsistenz an. Aufgrund der starken Kohäsion zwischen den Körnem kann die Abdichtung weder durchwurzelt werden, noch von Kleingetier befallen werden. Darüberhinaus sind jederzeit Anschlußarbeiten möglich, da das Gemisch nicht abbindet. Ein Auskolken des Injektionskörpers bei strömendem Wasser findet nicht statt.

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in einer bevorzugten Ausführungsform ist der Zusatzstoff ein Polymer, insbesondere ein polymeres (Meth)Acrylamid. Bei der Verwendung von polymeren Zusatzstoffen werden K-Werte um 10⁻⁹ m/Sekunde erreicht. Eine mögliche Erklärung für das Erreichen der hohen K-Werte könnte die dichte Lagerung der Erdstoffbestandteile und das Ausfüllen der Poren im Gefüge durch die Tonpartikel seln.

Besonders bevorzugt wird darüber hinaus eine Ausführungsform der Erfindung, bei der der Zusatzstoff verseifte Paraffine enthält. Die Verwendung des polymeren (Meth)Acrylamids in Verbindung mit verseiften Paraffinen ist ökologisch unbedenklich, so daß das Mittel zum Abdichten in allen Grundwasserzonen verwendet werden kann. Eine Bindemittelfunktion ist aufgrund der geringen Konzentration des Zusatzstoffes nicht möglich und gewünscht und erfolgt auch nicht durch etwalge Zement oder Kalkbeimengungen, deren Konzentration hierfür ebenfalls zu gering wäre. Es findet keine chemische Reaktion mit dem Zusatzstoff statt, sondern dieser wirkt im wesentlichen hydrophobierend auf das Kom. Seine Wirkung ist vergleichbar mit der eines Katalysators.

Es ist zweckmäßig, wenn der Erdstoff in der vorliegenden Erfindung Ton und/oder Schluff enthält. Als besonders vorteilhaft hat sich ein Anteil von mindestens 10 Gew.-%, vorzugsweise

mindestens 15 Gew.-% Ton und/oder Schluff in dem Erdstoff herausgestellt. Gerade die feinkömigen Bestandteile wie Ton oder Schluff des Erdstoffes ermöglichen in Verbindung mit dem Zusatzstoff die Bildung einer kompakten, zähplastischen und wasserundurchlässigen Masse.

In einer bevorzugten Ausführungsform der Erfindung ist dem Gemisch ein Anteil Zement und/oder Kalk, welcher seinerseits einen Anteil von 1 Gew.-% bis 10 Gew.-%, vorzugsweise 3,5 Gew.-% des Zusatzstoffes enthält, beigemengt. Diese Beimengung ist vorteilhaft, da sie den Zusatzstoff verdünnt und beispielsweise die gleichmäßige Verteilung des Zusatzstoffes beim Einspritzen des Gemisches in ein bereits bestehendes Bauwerk erleichtert. Besonders bevorzugt wird dabei eine Ausführungsform der Erfindung, bei der einem Kubikmeter Erdstoff zwischen 15 kg und 25 kg, vorzugsweise 20 kg des den Zusatzstoff enthaltenden Zements oder Kalks beigemengt ist. Diese Menge ermöglicht eine optimale Verdünnung des Zusatzstoffes bei der Injektion in ein bestehendes Bauwerk. Die Vermengung von Zusatzstoff und Zement und/oder Kalk kann werksseltig, d.h. nicht auf der Baustelle, erfolgen.

Um das Gemisch fließfähig zu machen ist es zweckmäßig, wenn dem Gemisch ein Anteil zwischen 20 Gew.-% und 50 Gew.-%, vorzugsweise zwischen 25 Gew.-% und 40 Gew.-% und besonders bevorzugt zwischen 30 Gew.-% und 35 Gew.-% an Wasser beigemengt ist. Bei diesem Wassergehalt besitzt das Gemisch thixotrope Eigenschaften, d.h. das Material läßt sich pumpen und fördern, wird jedoch geleeartig fest, sobald es zur Ruhe kommt. Nach dem Austreten des überschüssigen Wassers wird die Proctordichte des Gemisches erreicht, d.h. bei diesem Wassergehalt wird eine optimale Verdichtung des Erdstoffes und des Zusatzstoffes erreicht.

Hinsichtlich des Verfahrens wird die der Erfindung zugrunde liegende Aufgabe dadurch gelöst, daß ein Gemisch aus Erdstoff und einem Zusatzstoff, so wie er zuvor beschrieben wurde, in ein Bauwerk eingespritzt oder oberflächlich im Naßstromverfahren aufgespritzt wird. Diese Vorgehensweise ermöglicht es, ein bereits bestehendes Bauwerk nachträglich, also auch Jahre nach seiner Erbauung, abzudichten.

In einer bevorzugten Ausführungsform der Erfindung werden zunächst in das Bauwerk Löcher gebohrt, deren Wände stabilisiert werden. Anschließend wird der Erdstoff aus den Wänden der Löcher herausgespült und ein Gemisch aus Erdstoff und einem Zusatzstoff, so wie er zuvor beschrieben wurde, in das Loch eingepreßt. Dieses Verfahren ermöglicht es, den Zusatzstoff auch in Bauwerke einzubringen, deren Erdstoff bereits derart stark verfestigt ist, daß der Zusatzstoff nicht durch Hohlräume und/oder poröse Zwischenräume des Erdstoffs eingebracht werden kann.

In einer besonders bevorzugten Ausführungsform werden die Wände der Bohrlöcher mit einem Rohr, das Schlitze aufweist, abgestützt und der Erdstoff durch die Schlitze ausgespült und das Gemisch aus Erdstoff und einem Zusatzstoff, so wie er zuvor beschrieben wurde, durch dieselben oder andere, benachbarte Schlitze oder Öffnungen in das Bauwerk eingepreßt. Das Abstützen der Bohrlöcher mit einem Schlitzrohr verhindert, daß die Wände der Bohrlöcher während der Arbeiten einfallen und so das Einbringen der Abdichtung in das Bauwerk behindern. Dabei verbleibt das Schlitzrohr vorteilhafterweise während aller Abschnitte in dem Bohrloch.

In einer besonders bevorzugten Ausführungsform des erfindungsgemäßen Verfahrens erfolgt das Ausspülen des Erdstoffs sowie das Einbringen des Gemisches aus Erdstoff und Zusatzstoff in einem Arbeitsgang.

In Abhängigkeit von der Baugrundzusammensetzung kann es zweckmäßig sein, wenn dem Gemisch aus Erdstoff und einem einem Zusatzstoff, so wie er zuvor beschrieben wurde, zusätzlich Stoffe mit einem hohen Feinanteil, vorzugsweise Ton und/oder Schluff, zugesetzt werden. Dies ermöglicht es, auch Bauwerke, deren Erdstoff nur geringe Feinanteile enthält, mit dem zuvor genannten Verfahren nachträglich sehr wirksam abzudichten.

Alternativ zu dem genannten Verfahren kann es bei injektionsfählgen Böden vorteilhaft sein, den zuvor beschriebenen Zusatzstoff in Hohlräume, Löcher und/oder in die porösen Zwischenräume des Erdstoffes des Bauwerks direkt zu injizieren, so daß er sich dort mit dem Erdstoff vermischt. Dieses Verfahren ermöglicht die Einbringung des Zusatzstoffes in das Bauwerk mit geringem Aufwand.

In einer bevorzugten Ausführungsform der Erfindung werden rotierende Bohrlanzen zum Einspritzen der Gemisches aus Erdstoff und einem Zusatzstoff verwendet, um mit einem definierten Injektionsdruck einen zylindrischen Körper aus Abdichtungsmaterial in dem Bauwerk aufzubauen.

Weitere Vorteile, Merkmale und Anwendungsmöglichkeiten der vorliegenden Erfindung werden anhand der folgenden Beschreibung einer bevorzugten Ausführungsform und der dazugehörigen Figuren deutlich. Es zelgen:

- Figur 1 eine schematische Darstellung des Austauschprozesses von Erdstoff,
- Figur 2 eine schematische Darstellung der Injektion eines Gemisches aus Erdstoff und Zusatzstoff in ein Bohrloch,
- Figur 3a-c eine schematische Darstellung des schrittweisen Vorgehens beim Injizieren des Gemisches aus Erdstoff und einem Zusatzstoff in ein Bohrloch,
- Figur 4 eine seitliche Schnittansicht durch einen Flußdeich mit Bohrlöchern,

Figur 5 eine schematische Schnittansicht eines Tiefbauwerks mit Flächenabdichtung,

Figur 6 eine schematische Schnittdarstellung eines Tunnelbauwerks mit verschiedenen

Abdichtungen, und

Figur 7 eine Schnittansicht eines Deiches mit Vertikalabdichtung.

In Figur 1 wird schematisch der Austausch des Erdstoffes 1 durch ein Gemisch aus dem zuvor entnommenen Erdstoff 1 und einem Zusatzstoff 3 gezeigt. In der gezeigten Ausführungsform wird als Zusatzstoff ein polymeres Acrylamid in Verbindung mit verseiften Parafinen verwendet. Dieser Zusatzstoff ist unter dem Handelsnamen Consolid erhältlich. In ein Schlitzrohr 4 wird Wasser unter Hochdruck durch eine Rohrleitung 5 eingeleitet, so daß der Erdstoff an den Schlitzen 6 des Rohres ausgespült wird. Das Gemisch aus Erdstoff und Wasser wird dann über eine Rohrleitung 7 aus dem Schlitzrohr 4 abgesaugt. Nach dem Absetzen in einem Absetzbecken 8 wird das Gemisch aus Erdstoff und Wasser in einem Mischwerk 9 mit Teilen des Bohrguts 10 und dem Zusatzstoff 3 vermischt. Gegebenenfalls kann im Mischwerk Erdstoff mit einem höheren Feinanteil, zum Beispiel Schluff und/oder Ton, beigemischt werden. Das modifizierte Tongemisch 2 wird dann über eine weitere Leitung 12 zurück in einen Bereich 13 unter der Entnahmestelle des Schlitzrohres 4 mit Druck eingebracht. Dort wird er zum Verfüllen der Wandbereich 6, aus denen zuvor Erdstoff 1 ausgespült wurde, verwendet. In einem abschließenden Arbeitsgang wird das Schlitzrohr 4 aus dem Bohrloch gezogen und das Bohrloch mit dem modifizierten Tongemisch 2 verfüllt.

Figur 2 zeigt schematisch das Injizieren des modifizierten Tongemisches mit einem Zusatzstoff, hier Consolid, und eventuell zusätzlichen Feinanteilen In ein Bohrloch 4. Dazu wird mit einer rotierenden Bohrlanze 14 ein Loch 4 gebohrt und gleichzeitig das modifizierte Tongemisch 2 eingepreßt.

Besonders deutlich ist dies in den Figuren 3a - c zu erkennen. In Figuren 3a und b sieht man wie während des Bohrens mit der Bohrlanze 14 das modifizierte Tongemisch in das Bohrloch eingepreßt wird. Dabei ist zu erkennen, wie das modifizierte Tongemisch 2 auch in den unmittelbar an das Bohrloch 4 anschließenden Bereichen 15 in den Erdstoff 1 eindringt.

In Figur 3c sind zwei nebeneinanderliegende, bereits mit dem modifizierten Tongemisch 2 verfüllte Bohrlöcher 4 gezeigt. Ihre Rand- bzw. Umgebungsbereiche 15, die ebenfalls von dem modifizierten Tongemisch durchdrungen sind, überlappen sich in einem Bereich 16, so daß sich im Querschnitt eine durchgängige Dichtfläche, gebildet aus dem modifizierten Tongemisch, ergibt.

Figur 4 zeigt die Bildung einer durchgängigen Dichtfläche innerhalb eines Flußdeiches besonders deutlich. Durch die Wahl der Anordnung der Bohrlöcher 4 ergeben sich jeweils überlappende,

von dem Abdichtungsgemisch durchsetzte Umgebungsbereiche 16 der Bohrlöcher, so daß eine unterbrechungsfreie Abdichtung eines bereits bestehenden Deiches aufgebaut werden kann, ohne den Deich in seiner gesamten Länge abgraben zu müssen.

Figur 5 zeigt ein Tiefbauwerk, dessen Bodenfläche 18 mit zwei Dichtflächen 19 aus dem modifizierten Tongemisch 2 abgedichtet wurden.

Figur 6 zeigt einen Tunnel, dessen Rückenfläche 20 im oberen Bereich mit einer Abdichtung 20 aus dem modifizierten Tongemisch 2 versehen wurde. Darüber hinaus ist auch eine Abdichtung 22 aus modifiziertem Tongemisch 2 zu sehen, die den Bereich der Tunnelröhre und des benachbarten Erdreiches abdeckt. Solche Abdeckungen werden häufig im Bereich des U-Bahnbaus verwendet, bei dem über der Tunnelröhre weitere Verkehrsflächen angeordnet sind. Eine weitere Abdichtung 23 im Bereich seitlich der Tunnelröhre 24 kann zum Beispiel das Eindringen von Grundwasser in die Tunnelröhre 24 verhindern.

Figur 7 zeigt eine sogenannte Vertikalabdichtung 20 eines Deiches 17. Dazu werden senkrecht zur Deichkrone Schlitze in den Deich gegraben, in diesem Fall zwei, die mit dem modifizierten Tongemisch 2 zur Abdichtung des Deiches 17 verfüllt werden.

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Patentansprüche

- 1. Mittel zum Abdichten von Bauwerken, das aus einem Gemisch aus Erdstoff, vorzugsweise tonigen Materialien und/oder Schluff, und einem das Hüllwasser um das Kom aufbrechenden Zusatzstoff besteht, wobel 1 m3 Erdstoff bis zu 0,5 Vol.-%, vorzugsweise zwischen 0,01 Vol.-% und 0,1 Vol.-% und besonders bevorzugt 0,03 Vol.-% des Zusatzstoffes enthält.
- 2. Mittel zum Abdichten von Bauwerken nach Anspruch 1, dadurch gekennzelchnet, daß der Zusatzstoff ein Polymer, insbesondere ein polymeres (Meth)Acrylamid ist.
- Mittel zum Abdichten von Bauwerken nach Anspruch 1 oder 2, dadurch gekennzeichnet, daß der Zusatzstoff verseifte Paraffine enthält.
- 4. Mittel zum Abdichten von Bauwerken nach einem der Ansprüche 1 bis 3, dadurch gekennzeichnet, daß der Erdstoff einen Anteil von mindestens 10 Gew.-%, vorzugsweise mindestens 15 Gew.-% Ton und/oder Schluff enthält.
- 5. Mittel zum Abdichten von Bauwerken nach einem der Ansprüche 1 bis 4, dadurch gekennzeichnet, daß dem Gemisch ein Anteil Zement und/oder Kalk, welcher seinerseits einen Anteil von 1 Gew.-% bis 10 Gew.-%, vorzugsweise 3.5 Gew.-% des Zusatzstoffes enthält, beigemengt ist.
- 6. Mittel zum Abdichten von Bauwerken nach Anspruch 5, dadurch gekennzeichnet, daß 1 m3 Erdstoff zwischen 15 kg und 25 kg, vorzugsweise 20 kg des den Zusatzstoff enthaltenden Zements oder Kalkes beigemengt ist.
- 7. Mittel zum Abdichten von Bauwerken nach einem der Ansprüche 1 bis 6, dadurch gekennzeichnet, daß dem Gemisch zur Herstellung seiner Fließfähigkeit ein Anteil zwischen 20 Gew.-% und 50 Gew.-%, vorzugswelse zwischen 20 Gew.-% und 40 Gew.-% und besonders bevorzugt zwischen 30 Gew.-% und 35 Gew.-% an Wasser beigemengt ist.
- 8. Verfahren zum Abdichten von Bauwerken bei dem ein Gemisch aus Erdstoff und einem Zusatzstoff nach einem der Ansprüche 1 bis 7 in das Bauwerk eingespritzt oder oberflächlich aufgespritzt wird.
- 9. Verfahren zum Abdichten von Bauwerken nach Anspruch 8, dadurch gekennzeichnet, daß in das Bauwerk Löcher gebohrt werden, deren Wände stabilisiert werden, daß der

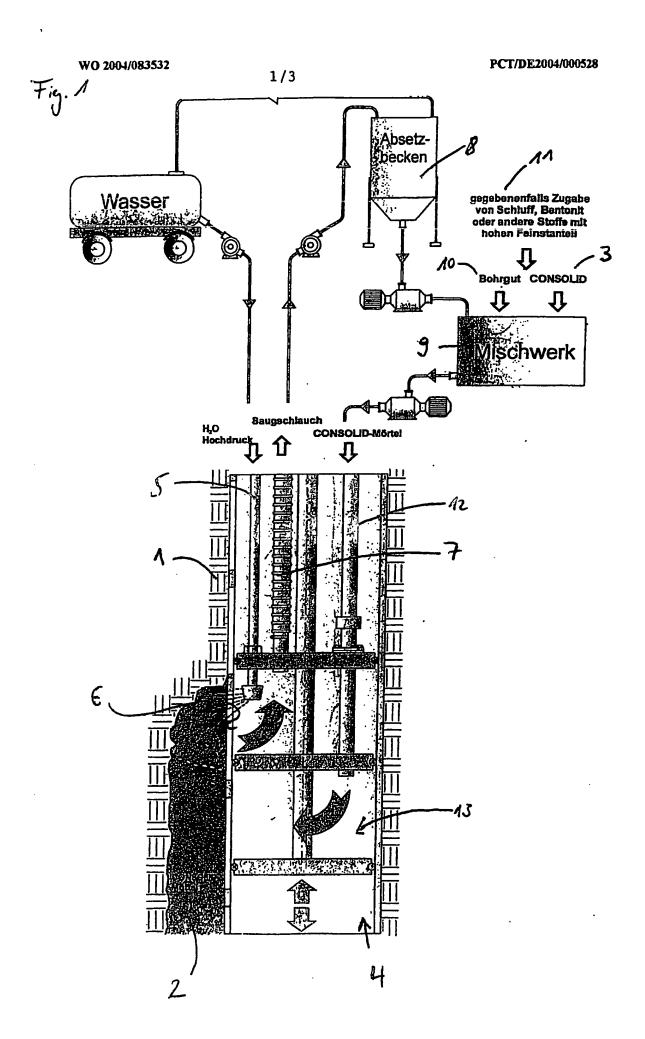
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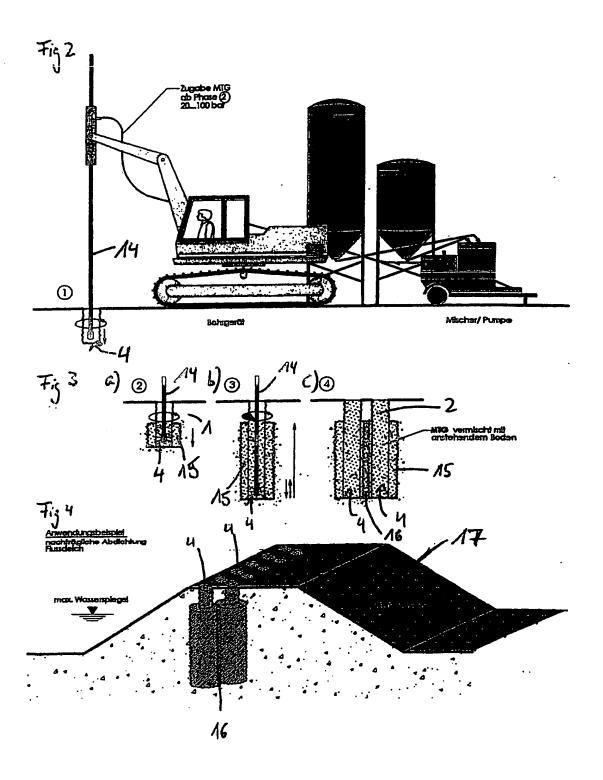
Erdstoff aus den Wänden der Löcher herausgespült wird und anschließend ein Gemisch aus Erdstoff und einem Zusatzstoff nach einem der Ansprüche 1 bis 7 in das Loch eingepreßt wird.

- 10. Verfahren zum Abdichten von Bauwerken nach Anspruch 9, dadurch gekennzeichnet, daß die Wände der Bohrlöcher mit einem Rohr, das Schlitze aufweist, abgestützt werden und der Erdstoff durch die Schlitze ausgespült wird und das Gemisch aus Erdstoff und einem Zusatzstoff nach einem der Ansprüche 1 bis 7 durch die Schlitze in das Bauwerk eingepreßt wird.
- 11. Verfahren zum Abdichten von Bauwerken nach einem der Ansprüche 8 bis 10, dadurch gekennzeichnet, daß dem Gemisch aus dem Erdstoff und einem Zusatzstoff nach einem der Ansprüche 1 bis 6, Stoffe mit einem hohen Feinantell, vorzugsweise Ton und/oder Schluff, zugesetzt werden.

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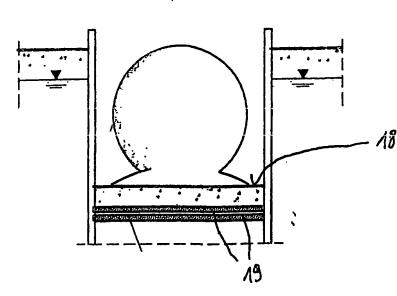
- 12. Verfahren zum Abdichten von Bauwerken, bei dem ein Zusatzstoff nach einem der Ansprüche 1 bis 7 in Hohlräume, Löcher und/oder in die porösen Zwischenräume des Erdstoffes des Bauwerks injiziert wird und dort mit dem Erdstoff vermischt wird.
- 13. Verfahren nach einem der Ansprüche 8 oder 12, dadurch gekennzeichnet, daß der Zusatzstoff oder das Gemisch aus Erdstoff und Zusatzstoff über eine rotierende Bohrlanze in das Bauwerk eingespritzt wird.



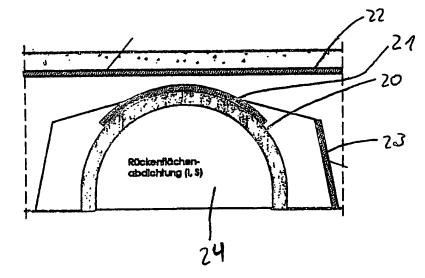


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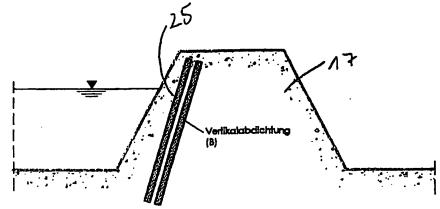
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Interceptional Application No PCT/DE2004/000528

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C. DOCUM	ENTS CONSIDERED TO BE RELEVANT					
Category *	Citation of document, with indication, where appropriate, of the rele	vant passages	Relevant to claim No.			
X	GIURGEA V. I.: "Hydrogeologische geotechnische Voraussetzungen für Anlage von Standorten zur Lagerun radioaktiver Reststoffe unter Berücksichtigung des Consolid-Sys 1999, PROF. DR. KURT CZURDA UND HEINZ HÖTZL, LEHRSTUHL FÜR ANGEHA GEOLOGIE DER UNIVERSITÄT KARLSRUH KARLSRUHE, XP002289135 pages 23-34 EP 1 155 732 A (REATEC GMBH) 21 November 2001 (2001-11-21) column 2, line 48 - column 3, lin	die g tem" PROF. DR. NDTE E ,	1-13			
Furti	ner documents are listed in the continuation of box C.	X Patent family members are listed	n annex.			
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A document defining the general state of the art which is not considered to be of particular relevance *E* earlier document but published on or after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention filing date and not in conflict with the application but cited to understand the principle or theory underlying the invention. *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone to document referring to an oral disclosure, use, exhibition or other means *Y* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document in the art. *X* document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention. *X* document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined with one or more other such document is combined or involve an inventive step when the document is combined with one or more other such document is combined or involve an inventive step when the document is combined with one or more other such document is combined with one or more						
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Name and mailing address of the ISA European Patent Office, P.B. 5818 Patentiaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nl. Fax (-831-70) 340-3016 Pollio, M						

INTERNATIONAL SEARCH REPORT Information on patent family members

Intentional Application No PCT/DE2004/000528

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
EP 1155732 A	21-11-2001	EP 1155732	A1 21-11-2001



Intentionales Aktenzeichen
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INTERNATIONALER RECHERCHENBERICHT

Angeben zu Veröffentlichungen, die zur seiben Patentiamilie gehören

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Means and method of sealing constructions

The invention concerns a means for and methods of sealing constructions, in particular earthwork constructions.

Means for and methods of sealing constructions, for example dams and dikes, which use concrete, for example water-impermeable concrete, as a sealing means, are known from the state of the art. The water-impermeable concrete can be introduced into already existing dikes through slot walls or bung bores. That procedure is disadvantageous however precisely in relation to dikes as a rigid body is formed within the dike, which cannot compensate for shifts in the foundation soil so that breaks and cracks can occur in the concrete sealing means. Cracks in the sealing means however mean that the dike or generally the construction becomes water-permeable again and there is the risk of underscouring.

In comparison the use of argillaceous mixtures for sealing constructions, earlier known as 'puddle', affords the advantage that this kind of sealing does not form a rigid sealing body so that shifts in foundation soil are compensated and no leaks can occur. Sealing arrangements for constructions comprising argillaceous mixtures involve water-impermeability of approximately the same level as sealing arrangements using concrete. Puddles on the dam outside are also relatively complicated and expensive, require a great deal of construction material, destroy the biotop on the dam surface and do not have particularly long service lives. They are also limited to use in relation to dams or dikes which can be dry at least during the building phase.

In comparison with the state of the art the object of the invention is to provide a means for and a method of sealing constructions, which permits new and already existing constructions to be flexibly, inexpensively and permanently sealed with a high degree of sealing integrity, by the introduction of a core sealing means.

That object is attained in that the means for sealing constructions comprises a mixture of argillaceous materials and an additive which breaks open the enclosing water around the grain of the soil, wherein 1m³ of soil contains up to 0.5% by volume, preferably between 0.01% by volume and 0.1% by volume and particularly preferably

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0.03% by volume of the additive. In comparison with the conventional argillaceous mixtures such as for example bentonite, that modified soil mixture exhibits a substantially improved sealing action, wherein the flexible properties of the argillaceous mixtures from the state of the art are still retained. The quantitative ratio according to the invention between the additive and the soil achieves optimum water-impermeability. In that respect the concentration of the additive should not substantially exceed 0.5% by volume as, at higher levels of concentration, the additive has a film-forming effect around the soil.

Introduction of the additive according to the invention into the soil mixture, by virtue of the water casing which generally surrounds the individual grain being broken open, obviously results in better coagulation by virtue of the stronger adhesion forces with which the individual particles of the soil can adhere to each other after their water casing has been broken open. By virtue of using the additive in the preferred embodiment of the invention, this provides that the mixture acquires a compact, viscous-plastic and water-impermeable consistency. Even after a forced drying-out operation the mixture remains stable and upon absorbing a small amount of water immediately assumes again the viscous-plastic, water-impermeable consistency. Because of the strong cohesion between the grains, plant roots cannot pass through the sealing means, nor can it be infested by small animals. In addition adjunction works are possible at any time as the mixture does not set. Undermining and erosion of the injection body in the case of flowing water does not occur.

In a preferred embodiment the additive is a polymer, in particular a polymeric (meth)acrylamide. When using polymeric additives K-values around 10⁻⁹ m/second are achieved. A possible explanation for achieving the high K-values could be the dense bedding of the soil constituents and the fact that the pores in the structure are filled up by the clay particles.

In addition a particularly preferred embodiment of the invention is one in which the additive contains saponified paraffins. The use of the polymeric (meth)acrylamide in conjunction with saponified paraffins is ecologically harmless so that the sealing means can be used in all ground water zones. Because of the low level of concentration of the additive a binding agent function is not possible and desired and is also not effected by any cement or lime admixtures, the concentration of which would also be

too low for that purpose. There is no chemical reaction with the additive, but it acts substantially with a hydrophobing effect on the grain. Its action is comparable to that of a catalyst.

It is desirable if the soil in the present invention contains clay and/or coarse clay. A proportion of at least 10% by weight, preferably at least 15% by weight of clay and/or coarse clay has proven to be particularly advantageous. It is precisely the fine-grain constituents such as clay or coarse clay in the soil that, in conjunction with the additive, permit the formation of a compact, viscous-plastic and water-impermeable mass.

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A preferred embodiment of the invention provides that a proportion of cement and/or lime which in turn contains a proportion of 1% by weight to 10% by weight, preferably 3.5% by weight of the additive, is added to the mixture. That addition is advantageous as it dilutes the additive and for example facilitates uniform distribution of the additive when injecting the mixture into an already existing construction. In that respect a particularly preferred embodiment of the invention is one in which between 15 kg and 25 kg, preferably 20 kg of the cement or lime containing the additive, is added to one cubic metre of soil. That amount permits optimum dilution of the additive upon injection into an existing construction. Mixing of additive and cement and/or lime can take place at the factory, that is to say not on site.

In order to make the mixture capable of flow, it is desirable if a proportion of between 20% by weight and 50% by weight, preferably between 25% by weight and 40% by weight and particularly preferably between 30% by weight and 35% by weight of water is added to the mixture. With that water content the mixture has thixotropic properties, that is to say the material can be pumped and conveyed but becomes jelly-like firm as soon as it comes to rest. After the excess water issues the Proctor density of the mixture is reached, that is to say with that water content, optimum compacting of the soil and the additive is achieved.

In regard to the method the object of the invention is achieved in that a mixture of soil and an additive, as has been described hereinbefore, is injected into a construction or is sprayed on at the surface using a wet flow method. That procedure makes it possible for an already existing construction to be sealed off subsequently, that is to say even years after it was constructed.

In a preferred embodiment of the invention firstly holes are bored into the construction, the hole walls being stabilised. The soil is then flushed out of the walls of the holes and a mixture of soil and an additive as has been described hereinbefore is pressed into the hole. That method makes it possible for the additive to be introduced even into constructions whose soil is already so greatly compacted that the additive cannot be introduced through cavities and/or porous intermediate spaces in the soil.

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In a particularly preferred embodiment the walls of the bore holes are supported with a tube which has slots and the soil is flushed out through the slots and the mixture of soil and an additive as has been described hereinbefore is pressed into the construction through same or other adjacent slots or openings. Supporting the bore holes with a slotted tube prevents the walls of the bore holes falling in during the works and thus hindering the introduction of the sealing means into the construction. In that case the slotted tube advantageously remains in the bore hole during all stages.

In a particularly preferred embodiment of the method of the invention the operation of flushing out the soil and the operation of introducing the mixture of soil and additive are effected in one working step.

Depending on the foundation soil composition it may be desirable if additional substances with a high fine proportion, preferably clay and/or coarse clay, are added to the mixture of soil and an additive as has been described hereinbefore. That makes it possible for even constructions whose soil contains only small fine proportions to be subsequently very effectively sealed with the aforesaid method.

As an alternative to the specified method, in the case of injectable grounds, it may be advantageous for the above-described additive to be directly injected into cavities, holes and/or into the porous intermediate spaces of the soil of the construction so that it mixes there with the soil. That method permits introduction of the additive into the construction with a low level of complication and expenditure.

In a preferred embodiment of the invention rotating boring lances are used for injection of the mixture of soil and an additive in order to build up a cylindrical body of sealing material in the construction, with a defined injection pressure.

Further advantages, features and possible uses of the present invention will be apparent from the description hereinafter of a preferred embodiment and the related Figures in which:

Figure 1 shows a diagrammatic representation of the soil exchange process,

Figure 2 shows a diagrammatic representation of the injection of mixture of soil 'and additive into a bore hole,

Figures 3a – c show diagrammatic representations of the stepwise procedure in the injection of the mixture of soil and an additive into a bore hole,

Figure 4 shows a lateral view in section through a river dike with bore holes,

Figure 5 shows a diagrammatic sectional view of a construction below ground level with surface sealing,

Figure 6 shows a diagrammatic sectional view of a tunnel construction with various sealing arrangements, and

Figure 7 shows a sectional view of a dike with vertical sealing.

Figure 1 diagrammatically shows the exchange of the soil 1 by a mixture of the previously removed soil 1 and an additive 3. In the illustrated embodiment the additive used is a polymeric acrylamide in conjunction with saponified paraffins. That additive can be obtained under the trade name Consolid. Water is introduced into a slotted tube 4 under high pressure through a conduit 5 so that the soil is flushed out at the slots 6 of the tube. The mixture of soil and water is then sucked away from the slotted tube 4 by way of a conduit 7. After settlement in a settlement tank 8 the mixture of soil and water is mixed in a mixer 9 with parts of the drilling material 10 and the additive 3. Soil can possibly be mixed in the mixer with a higher fine proportion, for example coarse clay and/or clay. The modified clay mixture is then passed by way of a further conduit 12 back into a region 13 under the removal location of the slotted tube 4, under pressure. There it is used for filling the wall region 6 from which soil 1 was previously flushed out. In a concluding working operation, the slotted tube 4 is drawn out of the bore hole and the bore hole is filled with the modified clay mixture 2.

Figure 2 diagrammatically shows the step of injecting the modified clay mixture with an additive, here Consolid, and optionally additional fine components, into a bore hole 4. For that purpose a hole 4 is bored with a rotating boring lance 14 and at the same time the modified clay mixture 2 is pressed thereinto.

That can be particularly clearly seen in Figures 3a - c. Figures 3a and b show how the modified clay mixture is pressed into the bore hole during the operation of boring the hole with the lance 14. It can be seen in this respect how the modified clay

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mixture 2 also penetrates into the soil 1 in the regions 15 directly adjoining the bore hole 4.

Figure 3c shows two mutually juxtaposed bore holes 4 which are already filled with the modified clay mixture 2. Their edge or surrounding regions 15 which are also penetrated by the modified clay mixture overlap in a region 16 so that in cross-section there is a continuous sealing surface formed from the modified clay mixture.

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Figure 4 particularly clearly shows the formation of a continuous sealing surface within a river dike. The choice of the arrangement of the bore holes 4 provides respective overlapping surrounding regions 6 around the bore holes, which are permeated by the sealing mixture, so that an interruption-free sealing arrangement in an already existing dike can be built up without having to excavate the dike over its entire length.

Figure 5 shows an underground construction, the bottom surface 18 of which has been sealed with two sealing surfaces 19 of the modified clay mixture 2.

Figure 6 shows a tunnel, the rear surface 20 of which has been provided in the upper region with a seal 20 of the modified clay mixture 2. In addition it is also possible to see a seal 22 of modified clay mixture 2, which covers over the region of the tunnel tubes and the adjacent earth. Such cover arrangements are frequently used in the field of underground railway construction in which further traffic levels are arranged over the tunnel tubes. A further seal 23 in the region laterally of the tunnel tubes 24 can prevent for example ground water from penetrating into the tunnel tubes 24.

Figure 7 shows a so-called vertical seal 20 of a dike 17. For that purpose slots are excavated into the dike perpendicularly to the top thereof, in this case two slots, the slots being filled with the modified clay mixture 2 to seal off the dike 17.

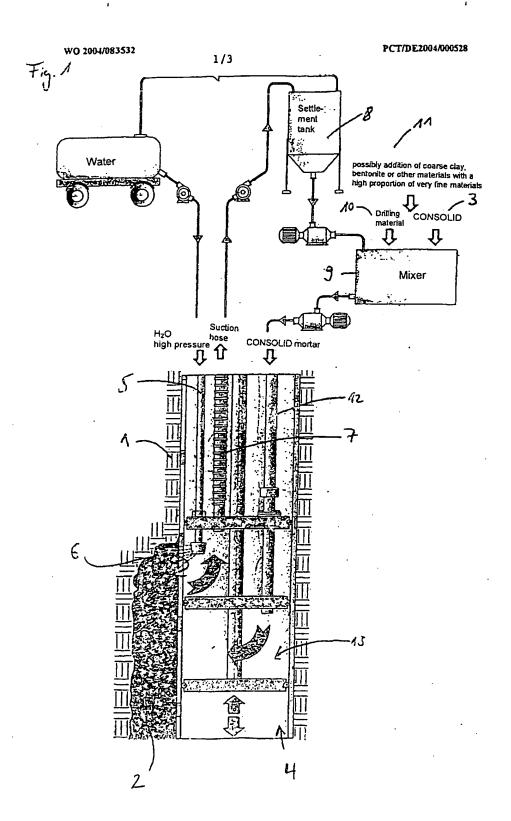
CLAIMS

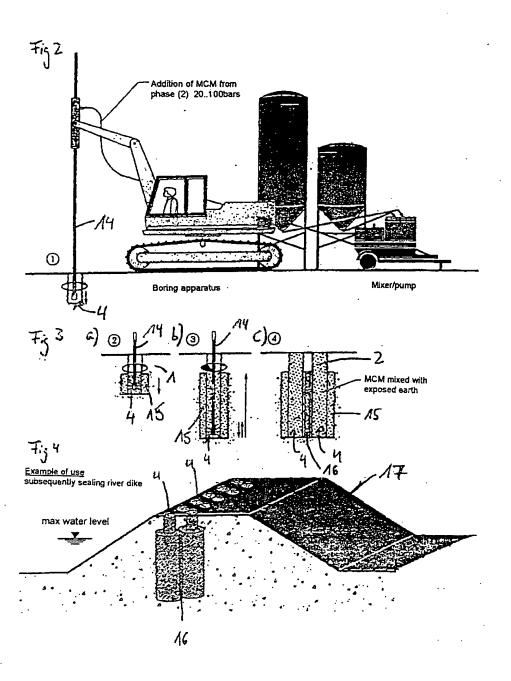
- 1. A means for sealing constructions comprising a mixture of soil, preferably argillaceous materials and/or coarse clay, and an additive which breaks open the enclosing water around the grain, wherein 1m³ of soil contains up to 0.5% by volume, preferably between 0.01% by volume and 0.1% by volume and particularly preferably 0.03% by volume of the additive.
- 2. A means for sealing constructions according to claim 1 characterised in that the additive is a polymer, in particular a polymeric (meth)acrylamide.
- 3. A means for sealing constructions according to claim 1 or claim 2 characterised in that the additive contains saponified paraffins.
- 4. A means for sealing constructions according to one of claims 1 to 3 characterised in that the soil contains a proportion of at least 10% by weight, preferably at least 15% by weight of clay and/or coarse clay
- 5. A means for sealing constructions according to one of claims 1 to 4 characterised in that a proportion of cement and/or lime which in turn contains a proportion of 1% by weight to 10% by weight, preferably 3.5% by weight of the additive, is added to the mixture.
- 6. A means for sealing constructions according to claim 5 characterised in that between 15 kg and 25 kg, preferably 20 kg of the cement or lime containing the additive, is added to 1 m³ of soil.
- 7. A means for sealing constructions according to one of claims 1 to 6 characterised in that a proportion of between 20% by weight and 50% by weight, preferably between 20% by weight and 40% by weight and particularly preferably between 30% by weight and 35% by weight of water is added to the mixture to make it capable of flow.

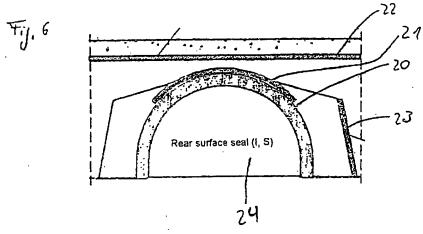
- 8. A method of sealing constructions in which a mixture of soil and an additive according to one of claims 1 to 7 is injected into the construction or sprayed on at the surface.
- 9. A method of sealing constructions according to claim 8 characterised in that holes are bored into the construction, the walls of the holes being stabilised, that the soil is flushed out of the walls of the holes and then a mixture of soil and an additive according to one of claims 1 to 7 is pressed into the hole.
- 10. A method of sealing constructions according to claim 9 characterised in that the walls of the bore holes are supported with a tube which has slots and the soil is flushed out through the slots and the mixture of soil and an additive according to one of claims 1 to 7 is pressed into the construction through the slots.
- 11. A method of sealing constructions according to one of claims 8 to 10 characterised in that substances with a high fine proportion, preferably clay and/or coarse clay, are added to the mixture of the soil and an additive according to one of claims 1 to 6.
- 12. A method of sealing constructions wherein an additive according to one of claims 1 to 7 is injected into cavities, holes and/or into the porous intermediate spaces of the soil of the construction and there mixed with the soil.
- 13. A method according to one of claims 8 or 12 characterised in that the additive or the mixture of soil and additive is injected into the construction by way of a rotating boring lance.

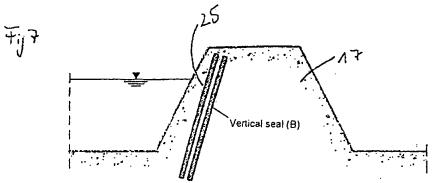
Abstract

The present invention relates to a means for and a method of sealing constructions. In order to provide a means for and a method of sealing constructions which permits flexible, inexpensive and permanent sealing of new and already existing constructions, with a high degree of sealing integrity, by introducing a core sealing means, it is proposed in accordance with the invention that the means for sealing constructions comprises a mixture of soil, preferably argillaceous materials and/or coarse clay, and an additive for breaking open the enclosing water around the grain. In regard to the method it is proposed that the mixture of soil and an additive is injected into the construction or is sprayed on at the surface.









PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY REPORT ON PATENTABILITY (Chapter I of the Patent Cooperation Treaty)

(PCT Rule 44bis)

Applicant's or agent's file reference #CONSOL103-01-WO	FOR FURTHER ACTION	See item 4 below			
International application No. PCT/DE2004/000528	International filing date (day/month/year) 16 March 2004 (16.03.2004)	Priority date (day/month/year) 19 March 2003 (19.03.2003)]			
	nternational Patent Classification (IPC) or national classification and IPC E02D 3/12, C09K 17/00, 3/10, C04B 26/02				
Applicant CONSOLID TECHNIK DEUTSCHLAND GMBH					

1.	This international preliminary report on patentability (Chapter I) is issued by the International Bureau on behalf of the International Searching Authority under Rule 44 bis. 1(a).				
2.	This REPORT consists of a total of 6 sheets, including this cover sheet.				
	In the attached sheets, any reference to the written opinion of the International Searching Authority should be read as a reference to the international preliminary report on patentability (Chapter I) instead.				
3	This report contains indications	relating to the following	items:		
	Box No. 1	Basis of the report			
	Box No. II	Priority			
	Box No. III	Non-establishment of applicability	opinion with regard to novelty, inventive step and industrial		
	Box No. IV	Lack of unity of inver	ntion		
	Box No. V	Reasoned statement u applicability; citations	nder Article 35(2) with regard to novelty, inventive step or industrial s and explanations supporting such statement		
	Box No. VI	Certain documents cit	ed		
	Box No. VII	Certain defects in the	international application		
	Box No. VIII	Certain observations of	on the international application		
4.	4. The International Bureau will communicate this report to designated Offices in accordance with Rules 44bis.3(c) and 93bis.1 but not, except where the applicant makes an express request under Article 23(2), before the expiration of 30 months from the priority date (Rule 44bis .2).				
			Date of issuance of this report		
	23 September 2005 (23.09.2005)				
	The International Bureau of WIPO Authorized officer				
	34, chemin des Colombettes 1211 Geneva 20, Switzerland Ellen Moyse				
l Pacsi	imile No. +41 22 740 14 35		Telephone No. +41 22 338 89 75		

VERTRAG ÜBER DIE INTERNATIONALE ZUSAMMENARBEIT AUF DEM

GEBIET DES PATENTWESENS

REC'D 0 3 AUG 2004

Absender.	INTERNATIONALE RECHERCHENBEHÖRDE
An:	

siehe Formular PCT/ISA/220

SCHRIFTLICHER BESCHEID DER INTERNATIONALEN RECHERCHENBEHÖRDE

(Regel 43bis.1 PCT)

Absendedatum

(Tag/Monat/Jahr) siehe Formular PCT/ISA/210 (Blatt 2)

Aktenzeichen des Anmelders oder Anwalts siehe Formular PCT/ISA/220

WEITERES VORGEHEN siehe Punkt 2 unten

Internationales Aktenzeichen PCT/DE2004/000528

Internationales Anmeldedatum (TagMonatUahr)

Prioritätsdatum (Tag/Monat/Jahr)

19.03.2003

Internationale Patentklassifikation (IPK) oder nationale Klassifikation und IPK

16.03.2004

E02D3/12, C09K17/00, C09K3/10, C04B26/02

Anmelder

CONSOLID TECHNIK DEUTSCHLAND GMBH

1.	Dieser Bescheid	enthält	Angaben 2	zu folgenden	Punkten:
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⊠ Feld Nr. I

Grundlage des Bescheids

☑ Feld Nr. II

☐ Feld Nr. III

Keine Erstellung eines Gutachtens über Neuhelt, erfinderische Tätigkeit und gewerbliche

Anwendbarkeit

☐ Feld Nr. IV

Mangelnde Einheitlichkeit der Erfindung

☑ Feld Nr. V

Begründete Feststellung nach Regel 43bis.1(a)(i) hinsichtlich der Neuheit, der erfinderischen Tätigkeit

und der gewerblichen Anwendbarkeit; Unterlagen und Erklärungen zur Stützung dieser Feststellung

☐ Feld Nr. VI Bestimmte angeführte Unterlagen

☐ Feld Nr. VII Bestimmte Mängel der internationalen Anmeldung

☑ Feld Nr. VIII Bestimmte Bemerkungen zur internationalen Anmeldung

WEITERES VORGEHEN

Wird ein Antrag auf internationale vorläufige Prüfung gestellt, so gilt dieser Bescheid als schriftlicher Bescheid der mit der internationalen vorläufigen Prüfung beauftragten Behörde ("IPEA"); dies trifft nicht zu, wenn der Anmelder eine andere Behörde als diese als IPEA wählt und die gewählte IPEA dem Internationale Büro nach Regel 65.1bis b) mitgeteilt hat, daß schriftliche Bescheide dieser Internationalen Recherchenbehörde nicht anerkannt werden.

Wenn dieser Bescheid wie oben vorgesehen als schriftlicher Bescheid der IPEA gilt, so wird der Anmelder aufgefordert, bei der IPEA vor Ablauf von 3 Monaten ab dem Tag, an dem das Formblatt PCT/ISA/220 abgesandt wurde oder vor Ablauf von 22 Monaten ab dem Prioritätsdatum, je nachdem, welche Frist später abläuft, eine schriftliche Stellungnahme und, wo dies angebracht ist, Änderungen einzureichen.

Weitere Optionen siehe Formblatt PCT/ISA/220.

Nähere Einzelheiten siehe die Anmerkungen zu Formblatt PCT/ISA/220.

Name und Postanschrift der mit der internationalen Recherchenbehörde

Bevollmächtigter Bediensteter

Europäisches Patentamt D-80298 München

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SCHRIFTLICHER BESCHEID DER INTERNATIONALEN RECHERCHEBEHÖRDE

Internationales Aktenzeichen PCT/DE2004/000528

_	Feld I	Ir. I Grundlage des Bescheids
1.	Hinsio erstel	htlich der Sprache ist der Bescheid auf der Grundiage der internationalen Anmeldung in der Sprache t worden, in der sie eingereicht wurde, sofern unter diesem Punkt nichts anderes angegeben ist.
		er Bescheid ist auf der Grundlage einer Übersetzung aus der Originalsprache in die folgende Sprache erstellt worden, bei der es sich um die Sprache der Übersetzung handelt, die für die Zwecke der ternationalen Recherche eingereicht worden ist (gemäß Regeln 12.3 und 23.1 b)).
2.	Hinsio wurde worde	htlich der Nucleotid- und/oder Aminosäuresequenz, die in der internationalen Anmeldung offenbart und für die beanspruchte Erfindung erforderlich ist, ist der Bescheid auf folgender Grundlage erstellt n:
	a. Art	des Materials
		Sequenzprotokoll
		Tabelle(n) zum Sequenzprotokoli
	b. For	m des Materials
		in schriftlicher Form
	Ö	in computerlesbarer Form
	c. Zei	tpunkt der Einreichung
		in der eingereichten internationalen Anmeldung enthalten
	. П	zusammen mit der internationalen Anmeldung in computerlesbarer Form eingereicht
		bei der Behörde nachträglich für die Zwecke der Recherche eingereicht
3.	6	Vurden mehr als eine Version oder Kopie eines Sequenzprotokolls und/oder einer dazugehörigen Tabelle ingereicht, so sind zusätzlich die erforderlichen Erklärungen, daß die Information in den nachgereichten der zusätzlichen Kopien mit der Information in der Anmeldung in der eingereichten Fassung übereinstimm izw. nicht über sie hinausgeht, vorgelegt worden.
4.	Zusā	zliche Bemerkungen:

SCHRIFTLICHER BESCHEID DER INTERNATIONALEN RECHERCHEBEHÖRDE

Internationales Aktenzeichen PCT/DE2004/000528

Feld Nr. II Priorität	
☑ Das folgende Dokument ist	noch nicht eingereicht worden:
Abschrift der frühere und 66.7(a)).	en Anmeldung, deren Priorität beansprucht worden ist (Regel 43 <i>bis</i> .1
☐ Übersetzung der frü	heren Anmeldung, deren Priorität beansprucht worden ist (Regel 43bis.1
Daher war es nicht möglich in der Annahme erstellt, da	, die Gültigkeit des Prioritätsanspruchs zu prüfen. Der Bescheid wurde trotzdem B das beanspruchte Prioritätsdatum das maßgebliche Datum ist.
Dieser Rescheid ist ohne B	erücksichtigung der beanspruchten Priorität erstellt worden, da sich der iltig erwiesen hat (Regeln 43 <i>bis</i> .1 und 64.1). Für die Zwecke dieses Bescheids lenannte internationale Anmeldedatum als das maßgebliche Datum.
. Etwaige zusätzliche Bemerkunç	gen:
·	
•	
Feld Nr. V Begründete Fes erfinderischen Tätigkeit und Stützung dieser Feststellung	tstellung nach Regel 43 <i>bis.</i> 1(a)(i) hinsichtlich der Neuheit, der der gewerblichen Anwendbarkeit; Unterlagen und Erklärungen zur
erfinderischen Tätigkeit und	der gewerblichen Anwendbarnen, eine
erfinderischen Tätigkeit und Stützung dieser Feststellung	der gewerblichen Anwendbarnen, eine
erfinderischen Tätigkeit und Stützung dieser Feststellung 1. Feststellung	Ja: Ansprüche Nein: Ansprüche 1-8 Ja: Ansprüche
erfinderischen Tätigkeit und Stützung dieser Feststellung 1. Feststellung Neuheit	Ja: Ansprüche Nein: Ansprüche 1-8 Ja: Ansprüche Nein: Ansprüche Nein: Ansprüche 1-13 Ja: Ansprüche: 1-13
erfinderischen Tätigkeit und Stützung dieser Feststellung 1. Feststellung Neuheit Erfinderische Tätigkeit Gewerbliche Anwendbarkeit	Ja: Ansprüche Nein: Ansprüche 1-8 Ja: Ansprüche Nein: Ansprüche Nein: Ansprüche 1-13
erfinderischen Tätigkeit und Stützung dieser Feststellung 1. Feststellung Neuheit Erfinderische Tätigkeit	Ja: Ansprüche Nein: Ansprüche 1-8 Ja: Ansprüche Nein: Ansprüche Nein: Ansprüche 1-13 Ja: Ansprüche: 1-13

Feld Nr. VIII Bestimmte Bemerkungen zur Internationalen Anmeldung

Zur Klarheit der Patentansprüche, der Beschreibung und der Zeichnungen oder zu der Frage, ob die Ansprüche in vollem Umfang durch die Beschreibung gestützt werden, ist folgendes zu bemerken:

siehe Beiblatt

PCT/DE2004/000528

Zu Punkt V.

1 Im vorliegenden Bescheid wird auf folgende Dokumente verwiesen:

D1: GIURGEA V. I.: "Hydrogeologische und geotechnische Voraussetzungen für die Anlage von Standorten zur Lagerung radioaktiver Reststoffe unter Berücksichtigung des Consolid-System" 1999, PROF. DR. KURT CZURDA UND PROF. DR. HEINZ HÖTZL, LEHRSTUHL FÜR ANGEWANDTE GEOLOGIE DER UNIVERSITÄT KARLSRUHE, KARLSRUHE, XP002289135

D2: EP 1 155 732 A (REATEC GMBH) 21. November 2001 (2001-11-21)

2 UNABHÄNGIGER ANSPRUCH 1

- 2.1 Die vorliegende Anmeldung erfüllt nicht die Erfordernisse des Artikels 33(1) PCT, weil der Gegenstand des Anspruchs 1 im Sinne von Artikel 33(2) PCT nicht neu ist.
- 2.1.1) Dokument D1 offenbart (die Verweise in Klammern beziehen sich auf dieses Dokument) ein Mittel zum Abdichten von Bauwerken (Seite 34), das aus einem Gemisch aus Erdstoff (Seite 34, Zeile 4,5), vorzugsweise tonige Materialien und/oder Schluff (Seite 23, Zeile 18 23), und einem das Hüllwasser um das Korn aufbrechenden Zusatzstoff besteht, wobei 1 m*3 Erdstoff 0,04% des Zusatzstoffes enthält (Seite 33, Zeile 32 39).

Es soll darauf hingewiesen werden, daß in der vorliegenden Anmeldung (siehe Seite 5, Zeile 9) als ein das Hüllwasser um das Korn aufbrechend Zusatzstoff das Consolid System gebraucht wird.

2.1.2) Dokument D2 offenbart (die Verweise in Klammern beziehen sich auf dieses Dokument) ein Mittel zum Abdichten von Bauwerken, das aus einem Gemisch aus Erdstoff, vorzugsweise tonige Materialien und/oder Schluff, und einem das Hüllwasser um das Korn aufbrechenden Zusatzstoff besteht (Spalte 2, Zeile 48 bis Spalte 3, Zeile 1).

3 ABHÄNGIGE ANSPRÜCHE 2-7

3.1) Die Ansprüche 2-7 enthalten keine Merkmale, die in Kombination mit den Merkmalen irgendeines Anspruchs, auf den sie sich beziehen, die Erfordernisse des

Internationales Aktenzeichen

PCT/DE2004/000528

PCT in Bezug auf Neuheit bzw. erfinderische Tätigkeit erfüllen

- 4 UNABHÄNGIGER ANSPRUCH 8 und ABHÄNGIGE ANSPRÜCHE 2-7
- 4.1) Die Lehre von D1 (siehe Seite 34, Zeile 4,5 und Seite 34, Zeile 18 bis zum Ende) wurde den Fachmann zwangsläufig zu dem in Anspruch 8 beschriebenem Verfahren führen.
- 4.2) Die Ansprüche 9-14 enthalten keine Merkmale, die in Kombination mit den Merkmalen irgendeines Anspruchs, auf den sie sich beziehen, die Erfordernisse des PCT in Bezug auf Neuheit bzw. erfinderische Tätigkeit erfüllen

5 Klarheit

Die Anmeldung erfüllt nicht die Erfordernisse des Artikels 6 PCT, weil der Anspruch 1 nicht klar ist.

Der Ausdruck "das Hüllwasser um das Korn aufbrechenden Zusatzstoff" ist nicht zu verstehen.

VERTRAG ÜBER DIE INTERNATIONALE ZUSAMMENARBEIT AUF DEM GEBIET DES PATENTWESENS

Absender: ANMELDEAMT		٠.	
An	Dr. Weber, K. Seiffert, Dr.	ieke	PCT
Patentanwalt Dieter Weber Postfach 61 45 65051 Wiesbaden	1 2. Mai 2004 Termin:	AK	UNG DES INTERNATIONALEN TENZEICHENS UND DES ATIONALEN ANMELDEDATUMS
			(Regel 20.5 c) PCT)
	· .	Absendedatum · (Tag/Monat/Jahr)	0°6. Mai 2004
Aktenzeichen des Anmelders oder A #CONSOL 103-01-WO	Anwalts .	,	WICHTIGE MITTEILUNG
Internationales Aktenzeichen PCT/DE 2004/00052	Internationales Anmelde (Tag/Monat/Jahr) 16. Mär		Prioritätsdatum (Tag/Monat/Jahr) 19. März 2003
Anmelder			
Consolid Technik Deutsch	land GmbH u.a.		
Bezeichnung der Erfindung Mittel und Verfahren zum A	Abdichten von Bauwerken		
Dem Anmelder wird mitgeteilt, d Anmeldedatum zuerkannt worde	aß der internationalen Anmeldung da en ist.	as oben genannte intem	ationale Aktenzeichen und internationale
Weiterhin wird dem Anmelder m dem Internationalen Büro	itgeteilt, daß das Aktenexemplar der am <u>06. M</u>		ung übermittelt worden ist.
	aus dem unten angegebenen Grund eser Mitteilung erhalten hat.*	noch nicht übermittelt w	orden ist, das Internationale
Die erforderliche Üb	erprüfung aufgrund nationaler Sicher	rheitsbestimmungen ist i	noch nicht erfolgt
(Angabe des Grunde	•		
- (ringabo des Grande	55)		<u>.</u>
	. •		
dessen Eingang (mit Formblatt F	CT/IB/301). Ist das Aktenexemplar b	ei Ablauf des vierzehnt	eamt und unterrichtet den Anmelder über en Monats nach dem Prioritätsdatum
noch nicht eingegangen, teilt das	s Internationale Büro dies dem Anme	elder mit (Regel 22.1 c)).	:
Name und Postanschrift des Ann	•	Bevollmächtigter Bed	diensteter ·
DEUTSCHES PATEN 80297 München	IT- UND MARKENAMT	_	Ber
Telefaxnr. (0 89) 21 95 - 22 21		Beyer Telefonnr. (0 89) 21	95- 4724 /ml

Formblatt PCT/RO/105 (Juli 1993) 12/98 - 00.93

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